

HACKFELD REFUSES TO SIGN BOND FOR PROTECTING HARBOR

Acting Under Advice of Attorneys Agents For German Ships "Keep Their Hands Free"

WAKEFIELD DECLARES THE BOARD MUST ACT AT ONCE

Hints That Pommern and Setos Will Be Moved Out of Honolulu Bay This Morning

"The German ships must go out of the harbor. Since the refusal of the agents, Hackfeld & Co., to sign the bond for \$500,000 safe guarding the port against possible harm from the blowing up or sinking of these ships the harbor board must take some other action and take it immediately."

JAMES WAKEFIELD, Harbor Commissioner.

Flat refusal to sign the half million dollar bond for the German refugee merchant ships to keep the peace was made late yesterday by H. Hackfeld & Co., agents for the vessels, in a communication to the board of harbor commissioners.

The German-American firm returned to the harbor board the proposed form of bond, accompanying it with a communication to the effect that, acting on the advice of its attorneys, Thompson, Milverton & Cathcart, it would not sign the bond, as to do so would be to bind it to agreements to which it did not desire to be bound. The communication included the opinion of the law firm to the effect that the agent for the German ships would be unable to sign the bond, as to do so might prevent them from doing something they might want to do.

The bond, as drawn by the attorney-general's office and proposed to Hackfeld & Co. by the harbor board, provided that the agents and owners of the German ships should be bound in the sum of \$500,000 for any damage to territorial or private property or for loss of life that might result from the blowing up of the vessels, their being sunk in the harbor or the channel, or any other cause traceable to them.

Agents Dodge Bond

And the agents of the German vessels refuse to bind themselves or their owners. They profess themselves unwilling to bind themselves to make good losses which they may occasion.

They refuse to be placed in a position where they might be prevented from some act they might want to perform.

What will be the next step of the board of harbor commissioners is problematical. Charles E. Forbes, chairman of the board, said late last night that he had not made up his mind what was to be done. He said he would call a meeting of the harbor commission early today to consider the matter. He had talked with none of the other members, except Commissioner Wakefield, whom he had apprised over the telephone of the refusal of the German company to bind itself to keep the peace.

In a statement last night James Wakefield, member of the board of harbor commissioners, declared that immediate action would be taken by the board to rid the harbor of the menace of the German ships.

"There are two things that can be done with the ships," said Mr. Wakefield. "They can be moved to Pearl Harbor or outside. One or the other of these moves will be made I believe at the meeting which the board will hold tomorrow morning."

The form of bond was submitted by the harbor commission to H. Hackfeld & Co. last Monday afternoon to be signed. The company asked for time in which to have its attorneys go over the matter. It was said that it was today that Frank Thompson, head of the firm of legal advisers of Hackfeld & Co., rendered his opinion.

Questioned over the phone by The Advertiser in regard to the matter, Thompson said he had given the opinion to the company about five o'clock. He refused to state what it was, on the ground that he had no right to do so.

Klebahn Won't Talk

Efforts to locate Georg Rodiek, president of H. Hackfeld & Co., were fruitless.

F. W. Klebahn, who is in charge of the Hackfeld shipping business, stated that he had forwarded the decision to Mr. Forbes. He was disinclined to talk.

As related in The Advertiser yesterday, Commissioner James Wakefield said that if Hackfeld & Co. refused to sign the bond, "the public could make its own inferences."

And in the meantime, it has been discovered that the German steamship Pommern, lying at one of the territorial wharves, has been made ready to be sunk within three minutes!

The committee appointed by the board of harbor commissioners to search the German vessels for explosives reported yesterday on the Pommern and Setos, the only ships it had searched. It declared, over the signatures of all its members, that the main suction check-valve had been loosened and removed that it would take only two or three minutes' work to remove the check, open the sea-cocks and flood the engine room and holds.

If the vessel sunk at her dock, she should go down about fifteen feet, leaving her superstructure above water. If, however, an attempt should be made to tow the vessel out through the

HIGH SCHOOL FOR HANA, MAUI, NEXT

Paschoal, of Valley Island, Perpetrates Brand New One On Local Lawmakers

Of fifteen bills on the order of the day yesterday twelve passed third reading in the house. Reference to the house routine, printed elsewhere, indicates the nature of the measures sent across to the upper house. For the second time this session the house held dual meetings, one in the morning and one in the afternoon.

Yesterday was the eighteenth day of the session and eight new bills were introduced, bringing the total so far to 275 bills as against 152 two years ago.

The introductions began with a bill by Paschoal, calling for the establishment of a high school in Hana, Maui. "The Hana people are entitled to everybody in Maui," Paschoal confessed to The Advertiser, explaining his astonishing proposition, "and if we get a high school established in Hana the children attending it will all find homes with relatives in that section of the country."

High School For Hana, Maui

"The idea of putting up a high school in Hana is preposterous," Chairman Marquez of the education committee remarked after the session. This looks bad for the Hana high school, for Marquez is already on record and Marquez is Cooke's successor as the job.

The second bill offered was one by Andrews, appropriating \$12,000 for the purchase of land in Kaimuki for the establishment of a public park. Mossman came through with a \$10,000 appropriation bill for homestead roads in Kaimuki, this island. Miles introduced a bill providing for the appointment of three transient school officers for Honolulu, the appointments to be made by the sheriff on nomination of the judge of the juvenile court.

Lyman returned to his favorite pastime yesterday and introduced another resolution aimed at getting the "goat" if the land commissioner. It reads as follows:

Sitting Land Commissioner

"Whereas, there are in the Territory of Hawaii citizens who have been living on government lands prior to April 30, 1900, as provided for in Section 7 of the Organic Act, allowing that preference rights be granted to them, and

"Whereas, applicants have been filing their applications as provided for by law, and up to the present time the patents for the said lands have not been issued by the commissioner of public lands and the Governor of the Territory of Hawaii, withholding the same without authority hereof;

"Be it resolved, by the house, the senate concurring, that the commissioner of public lands is hereby authorized to send a competent surveyor to the several counties and check up all applications for preference rights and immediately thereafter, have said commissioner of public lands and the Governor as required by law, and

"Be it further resolved, that the clerk of the house is authorized to forward certified copies of this resolution to the Governor and the commissioner of public lands."

Failing Bills Favorite Pastime

The house yesterday tabled five bills and one resolution on reports of committees. This was good work and the members, especially the fathers of the industry measures, listened to vote for adoption of the reports.

Five bills were referred to committees and a number of important communications were received.

The house after concurring yesterday to amendments made in the senate to several bills decided it would not stand for those made to H. B. 99, introduced in the house by Paschoal of Maui and providing that instead of vacating in the outside county boards of supervisors being filled by the Governor they should be filled by the respective board where the vacancy occurred a term of less than a year or by special election when over this period.

Speaker Holstein appointed Fernandez Paschoal and Kawahia as the house conferees.

The house should have a light day today and there should be only a moral session, unless committees get busy and present numerous reports, which is not at all unlikely. Less than one-half of the bills introduced so far have been reported on. The judiciary and finance committees are simply loaded with unreported measures.

PROMOTION COMMITTEE TO SEND REPRESENTATIVE

The promotion committee at a meeting yesterday decided to send one of its San Francisco representatives, Fred F. Halton, on a tour through the territory visiting the tourist, railroad and steamship offices in the interest of travel to the islands. Particular stress will be placed on the recently inaugurated summer travel campaign. An effort will be made by Mr. Halton to recruit two or three tourist parties, particularly one in St. Louis. He is charged to make several addresses before chambers of commerce and other organizations.

channel, with her crew still aboard, was proposed, it would have been an easy matter to sink the vessel in the channel, completely blocking it and closing the channel for perhaps three months.

Crews Still On Board

The German crews are still allowed to remain on their vessels, and it is known that they are deliberately continuing the work of destruction in the interior of the vessel.

GOVERNOR'S PLANS FOR ARMORIES RUN INTO REAL SNAG

Estimates Calling For \$75,000 For Guard Buildings Meet With Opposition

Governor Pinkham's estimate of \$75,000 for new armories for the national guard is liable to have rough sledding in the legislature, according to present indications and the statements of some of the members. In the senate, particularly, strong opposition is being manifested, and the definite statement is made that a large number of the proposed armories are utterly unnecessary and the proposed appropriations for them will be eliminated from the loan bill.

Speaker Holstein of the house, however, is enthusiastically in favor of the plan, and is not out of friendship for Governor Pinkham.

The Governor's estimates for armories call for \$75,000 for Kauai and \$100,000 for Oahu. He estimates a large number of armories that he thinks ought to be built. J. H. Joney, chairman of the military committee and a member of the ways and means committee, expressed himself frankly yesterday to the effect that the estimate was far too large and that several of the armories called for by the Governor are unnecessary.

Don't Need Armories

"We don't need them," said Joney. "And we don't want them. For instance, here is an item of \$30,000 for an armory at Lihue. We don't need it, and I can't see any use in throwing away \$30,000. Then, here is another item of \$7,000 for an armory at Keolu and another for Keolu. And Joney pointed out several other similar items, with the comment that they were all unnecessary."

"And here's an item of \$7,000 for an armory at Fort De Russy. What do we want to build an armory there for? There may be a good reason, but I can't see it. Anyway, I want to look into it."

Then, running rapidly through the Governor's estimates, Joney pointed out several other proposed appropriations for which he said he could see no reason. "Here's \$30,000 for a deaf and dumb asylum," he said. "We don't need about the people in it, and here are lots of things we need much more. There's no sense in such extravagance, and I can't support it."

The Kauai senator stated that private corporations on Kauai have donated armories and rendered it unnecessary for the Territory to go to the expense.

Holstein's Ire Aroused

But just this matter aroused the ire of Speaker Holstein, who unqualifiedly condemned the system of allowing corporations or individuals to provide armories for the national guard.

The speaker contended that when a corporation, for instance, provides an armory for a unit of the guard, it thereby gets a strangle hold on the guard—and generally troubles it.

Without mentioning any names, Holstein said he knew of instances where managers of plantations that had given buildings to be used as armories had walked into the armories and ordered any employees of theirs who had appeared for drill, to leave the new of other instances where plantation men had ordered their employees to get out of the guard.

"I am absolutely opposed," said Holstein, "to the principle of dual authority and dual responsibility. Take for instance, the case of the board of health and some of its employees. The inspectors on the plantations are employed by the board of health and can be fired by the board of health. But half their salary is paid by the plantation. What happens when a board of health inspector goes into a plantation store and finds on his shelves canned fish, for instance, that has been there twenty years and that's no exaggeration. I myself have seen such cans on their shelves, cans puffed and swollen, showing that the contents were decomposed. Does he order the stuff thrown away? He does not. How can he?"

"It is not right for the national guard to have to use armories donated by the corporations. What would happen if conditions should require that the national government take charge of all national guard armories. It couldn't do it if they were owned by the corporations. If we are going to have a national guard, let's support it and take care of it ourselves, not ask the plantations to do it for us."

MANOA HAS USUAL BIG CARGO ABOARD

Messages yesterday to Castle & Cooke, agents of the Matson Navigation Company stated that the liner Manoa, now en route from the Coast, has a total of 8400 tons of cargo on board. Of this 7458 tons are for Honolulu and 1382 are for Kahului. The message did not give the number of passengers or the amount of mail. The advance list of passengers booked for her, however, shows thirty-four, the vessel's capacity being in the neighborhood of eighty. Among the passengers returning by her, it is expected, will be Dr. J. B. Judd, the Honolulu physician whose distinguished services in the war hospitals of France have earned him the thanks of the French government. Mrs. Judd accompanies him. Mrs. A. F. Judd may also be a passenger.

The steamer Mauna Kea left for Hilo yesterday morning at ten o'clock under command of Captain Freeman and with the same officers that brought the Kilauea in at two o'clock yesterday morning from her substitute run.

READY TO RUSH WORK ON BEACH IN LEGISLATURE

Survey For Proposed Concrete Walk On Seaside Completed By Harbor Board

The survey of Waikiki Beach for the proposed concrete beach walk has been finished and estimates of the cost of the project have been prepared by the department of public works for submission through the board of harbor commissioners to the legislature.

Harbor Commissioner James Wakefield, who first advanced the proposal, stated yesterday that bills would be drawn immediately and introduced in the legislature at the earliest possible moment in order to get the matter under consideration of the house and senate.

The estimated cost of the work is about \$120,000. It is proposed to have the money come out of a loan fund.

Want Bathing Places

In addition, however, to the beach walk itself, the harbor board proposes that there shall be dredged out at least three bathing places. These, it is tentatively proposed, shall be at the present public beach, where the water is now so shallow that one has to wade out for half a mile or so; in front of the Moana Hotel, Outrigger Club and Seaside Hotel; and in front of the Damon property, between the Lewers place and Fort De Russy.

At present there is only one place along the entire beach where the bathing is good. That is in front of the property of J. F. Brown and the Grey place. But to get there people have to scramble around Robert Lewers' useless picket fence and walk along the sea wall in front of the Halekulani Hotel and the premises of General Strong and A. M. Brown.

Beach At Damon Place

James Wakefield, originator of the project, explains that the idea is to dredge out in front of the only three places where there is a public right of way to the beach. In front of the Damon property the bottom, which is shallow, is full of live coral, but it is not far to the so-called Brown channel, in front of the Grey premises, and it is proposed to dredge out in front of the Damon property and then dredge a connecting channel to the Brown channel.

Incidentally, it is the Damon property which is to be utilized by the Y. W. C. A. for a beach house.

Keen interest in the beach walk proposition has been manifested throughout the city since Commissioner Wakefield first suggested it, and it is certain that the sentiment of the greater part of the community is strongly in favor of its being put through.

Property Owners Quiet

Even the property owners along the beach have, as a rule, refrained from voicing opposition to the scheme. It is realized that its carrying out will give Honolulu a very real tourist asset and add immeasurably to the attractions of the city. It will solve the vexed problem of the right of the public to enjoy the beach that properly belongs to it, without being obliged to trespass on private property.

NEW OWNERS OF LANAI FORMALLY TAKE CHARGE

Formal confirmation of the sale of the Island of Lanai to the Baldwin of Maui took place at the annual meeting of the Lanai Company, Ltd., yesterday. The new interests elected as directors F. F. Baldwin, H. A. Baldwin, John Waterhouse, C. R. Hemenway and John Guild and as officers F. F. Baldwin, president; H. A. Baldwin, vice president; John Waterhouse, treasurer, and John Guild, secretary. The agency for the company passes from H. Hackfeld & Co. to Alexander & Baldwin.

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SPORTS

KAN AND MORIYAMA TO BE COMMENTED TO SPOKANE BOSS

McCredie Will Speak Well of Two Honolulu Players — Two Games Tomorrow

Only two games remain to be played by the Beavers before they depart for San Francisco in the Great Northern Friday morning. They will meet the Twenty-fifth at two o'clock tomorrow afternoon at Athletic Park and the All-Chinese in another game immediately after the first. Both games will be the rubber game. For the All-Chinese, Crumpler, the left hander of Fort Kanehameha, will pitch. He toured Japan with Ika Aroia's St. Louis team and has done some good work here.

Due At Stockton Today

Manager McCredie of the Beavers has decided to recommend Kan Yen, the Chinese catcher, and Moriyama, the All-Chinese second baseman (who is Japanese) to Nick Williams of the Spokane Club. Williams and his men are due to arrive at Stockton, California, today, and the Beavers who did not make the Honolulu trip were to report to Williams at Stockton today to work under him until Mac and his men arrive.

For a time Mac was considering Kan for the Beavers, but decided not to sign him. He has worked well while the Beavers have been here and should show well in the Northwest. Moriyama has pleased the visitors with his fine work about second. Honolulu fans hope that both will get a chance in the Northwestern league.

Brandt To Be Released

It became known yesterday that Brandt, the rookie pitcher, is to be released upon arrival in San Francisco. He went from a small country town to Portland last year to work for a business house, having been praised by a fellow-townsmen for his pitching ability, so that he could pitch in the Commercial league of Portland. He won fourteen straight games in that league, and went to the City league, in which he won twelve of fourteen—twenty-six victories in twenty-eight games. This record caused Mac to try him out with the Beavers.

Brandt has not failed at all. He has good hooks, but McCredie believes he is not ripe yet. He may come back later. Everyone hopes he will.

WRESTLING MATCH FOR SATURDAY OFF

The wrestling match between Young Santell and Edozakura, the Japanese, scheduled for eight o'clock Saturday night at the skating rink, has been cancelled. Santell said yesterday that the rink could not be obtained for the bout, and effort to obtain the national guard armory for a Saturday evening failed. The armory could be had Tuesday, but the Japanese management of the match would countenance nothing except a Saturday evening date.

Santell was disappointed at the pill-kick, for two reasons—he naturally wished the bout, and he wished to sound the popularity of wrestling in Honolulu. He has been in the islands for two months, and has had only two matches, both with Miyake, at Hilo and Waikuku. Each wrestler won one.

Santell said that his partner, Romanoff, Sergeant Jenkins and Young Nanson, as well as others, had wished to come here from San Francisco. The calling off of Saturday's match gives him no basis for judgment as to how Honolulu would support wrestling, and he said that, unless he got some matches soon, he would return to San Francisco.

BASEBALL AT MILLS HAS BEEN STARTED

The first call for baseball practice was heartily responded to by more than fifty boys at Mills School Tuesday. The grounds were damp, and the boys did not have a very good practice. The representatives of the classes held a meeting and an interclass baseball schedule was drawn up. The teams to enter the series are: Seniors, juniors, sophomores, freshmen, grammar grades and the faculty. Every team is well matched. Although the seniors won the championship last year, there will be a hard fight this year. The first game will be played today between the freshmen and the grammar school boys, the freshmen being the winners of the indoor baseball championship this year.

Interclass Meet To Be Held March 24 On Alexander Field

Track work at Kanehameha, St. Louis, Punahou, Mills and McKinley is being carried on without a hitch, in readiness for the interclass meet, March 24, on Alexander Field, Punahou.

Individual work is an important factor in this meet. This is clearly demonstrated by the winning of the 1000 meet by St. Louis College, whose honors were won by a mere handful of men.

Judging from the splendid showing of Kanehameha in the Cornell relay games last Saturday, the King Street institution has a good chance for first. Punahou and St. Louis, not having to contend with a shortage of men, as in the Cornell relay games, have a good chance. The general opinion as to who will capture the meet is that these three teams stand almost on an equal footing. Kanehameha being conceded a slight edge on her rivals. Mills and McKinley are not taken very seriously.

The race between Kanehameha, St. Louis and Punahou is always a close one, and for the past three years the issue of the meet has ended in favor of either one of these in the last event of the day, the half-mile relay.

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Oahu League Is Preparing To Organize

Commercial Teams To Play Cur-tain-Raiser—To Open In April Or May

A meeting of the Oahu league probably will be called within a week or so by Frank Richardson, president, Ben Hollinger said yesterday, to organize for the season. The season's play probably will begin late in April or early in May. The teams probably will be a Chinese nine, a Japanese, St. Louis, Honolulu, Twenty-fifth and Thirty-second and Infantry.

Plans are afoot to organize a Commercial League of eight or ten teams. Ben Hollinger is the president of this league. A meeting will be called soon to complete organization. Teams entered to date are: Honolulu Construction and Draying Company, playing under the name of "Service First" (adv.); Theo. H. Davies & Co., under the name of the Beach team (adv.); the Mutual Telephone Company and the Honolulu Iron Works. Other teams expected to enter the league include the von Haum Young Company, Schuman Carriage Company, The Advertiser, Hawaiian Electric Company and B. F. Ehlers & Co.

The Commercial League probably will play curtain-raisers for the Oahu League games. A cup will be given the winning team. The Commercial League players will not receive money. The Hawaiian Electric team and The Advertiser team probably will play a practice game at Athletic Park at nine o'clock Sunday morning.

ST. LOUIS SENIORS LOSE TO FRESHMEN

Basketball in the interclass basketball league of St. Louis College is being rushed through. Last Tuesday the sophomores and juniors played and yesterday afternoon the seniors were given a beating by the freshmen, 12 to 9 in a hard-fought contest. Play was extended five minutes because of a tie, 9 to 9, at the end of the last half.

The first two periods came to a close with the seniors one point in the lead, 6 to 5. By increasing their tally by four points the freshmen evened up matters, for in this half the losers secured only three points, making the score 9-all.

In the play-off the play was hard. The freshmen held their opponents scoreless and the defense of the seniors was for three points in favor of the victors. Lisama, forwards; Christian, center; Vredenburg, King Tan, Spencer, guards. Seniors—Sanjos, Lam, forwards; Kanehale, center; Lino, Cheong, Hore, Lee and Gilliland, guards.

Field Goals—Lam, Wang, 1; Christian, 3; King Tan, 1; Santos, 2; Lam, 1. Four goals—Vredenburg, 2; Lam, 3.

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